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FACSIMILE COVER SHEET

DATE: June 18, 2004

FAX NO: (703) 872-9306

To: UNITED STATES PATENT AND TRADEMARK OFFICE

From: Sharon M. Fujita

Re: U.S.S.N. 09/932,254

Page(s): 6

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1. Fee transmittal (1 pp)
2. Petition for extension of time (1 pp + 1 duplicate pp)
3. Response (2 pp)

Please contact Sharon Fujita at (650) 298-5421 if you have any problems receiving this transmission.

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I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, facsimile number (703) 872-9306, on the date indicated below:

JUNE 18, 2004

By: 

Sharon M. Fujita

Attorney Docket No: 0162.210US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Lu Liu, et al.

Application No: 09/932,254

Filed: August 16, 2001

For: NOVEL CONSTRUCTS AND THEIR USE IN
METABOLIC PATHWAY ENGINEERING

Examiner: Nancy S. Vogel

Art Unit: 1636

**RESPONSE TO RESTRICTION
REQUIREMENT**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail-Stop: Amendment

Dear Sir:

In the Restriction Requirement mailed January 28, 2004, the Examiner grouped the claims as follows:

- Group I: Claims 1-20, 32-47, and 80-95;
- Group II: Claims 21-24, 48-51 and 96-99;
- Group III: Claims 25-31, 52-71, and 100-104;
- Group IV: Claims 72-79.

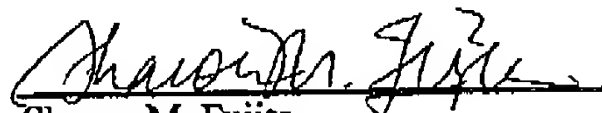
Responsive to the Restriction Requirement, Applicant hereby elects Group I claims 1-20, 32-47 and 80-95.

A petition for a four month extension of time authorizing the Commissioner to charge the requisite fee pursuant 37 C.F.R. § 1.17 is enclosed. The petition thus effectively extends the period of response from February 28, 2004 to June 28, 2004. The Commissioner is hereby authorized to

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charge any deficiency in fees or credit any overpayment to Deposit Account No. 50-0990. The Commissioner is hereby authorized to charge any additional fees due in connection with this submission, or credit any overpayment to Deposit Account No. 50-0990.

Respectfully submitted,



Sharon M. Fujita
Attorney for Applicant
Reg. No. 38,459

June 18, 2004

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